

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	DATE FILED: _____
	:	
v.	:	CRIMINAL NO. : _____
	:	
ICKO HALALI,	:	VIOLATIONS:
a/k/a "Mike,"		18 U.S.C. § 371 (conspiracy to commit
MOUSTAPHA ADJI		criminal infringement of copyright - 1
		count)
		18 U.S.C. § 2319 (criminal infringement of
		copyright - 1 count)
		18 U.S.C. § 2 (aiding and abetting)
		17 U.S.C. § 506(b) (criminal forfeiture)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From in or about 2004 to on or about January 8, 2006, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere, defendants

**ICKO HALALI,
a/k/a "Mike," and
MOUSTAPHA ADJI**

conspired and agreed, with others known and unknown to the grand jury, to willfully and for the purpose of commercial advantage and private financial gain, infringe the copyrights of various motion pictures, by the reproduction and distribution during a 180-day period of more than 10 copies ("bootleg movie DVDs," "counterfeit movie DVDs" and "pirated movie DVDs") of one or more copyrighted works which have a total retail value of more than \$2,500, that is, in excess of \$2,500,000, that is, motion pictures that have been made available for viewing in a motion

picture exhibition facility and that have not been made available in copies for sale to the general public in the United States in a format intended to permit viewing outside a motion picture exhibition facility, and copies of motion pictures that have been made available for sale to the general public but which are unauthorized copies of the copyrighted works, all in violation of Title 17, United States Code, Section 506(a) and Title 18, United States Code, Section 2319.

MANNER AND MEANS

It was a part of the conspiracy that:

2. The defendants ICKO HALALI, MOUSTAPHA ADJI, and others known and unknown to the grand jury agreed to sell, as DVDs, bootleg, counterfeit and pirated copies of motion pictures, that had been reproduced without authorization, and that had been made available for viewing in a motion picture exhibition facility and that had not been made available in copies for sale to the general public in the United States in a format intended to permit viewing outside a motion picture exhibition facility, and copies of motion pictures that have been made available for sale to the general public but which are unauthorized copies of the copyrighted works.

OVERT ACTS

In furtherance of this conspiracy, in the Eastern District of Pennsylvania and elsewhere, defendants and others committed the following overt acts:

1. On or about November 17, 2005, at 2134 South 61st Street, Philadelphia, defendant MOUSTAPHA ADJI, sold approximately 101 “Harry Potter and the Goblet of Fire” movie DVD paper inserts that were bootleg, counterfeit, and pirated copies of copyrighted movies to a cooperating witness of the Federal Bureau of Investigation ("FBI") for \$10.

2.. On or about November 18, 2005, at 2134 South 61st Street, Philadelphia, defendant MOUSTAPHA ADJI sold approximately four DVD movies including “Derailed,” “Edison,” “Harry Potter and the Goblet of Fire,” and “Saw II,” and movie DVD paper inserts including 76 “Derailed,” 99 “Walk the Line,” 98 “Saw II,” 90 “Zathura - A Space Adventure,” 98 “Edison,” and 99 “Get Rich or Die Tryin” that were bootleg, counterfeit, and pirated copies of copyrighted movies to the cooperating witness of the FBI for \$75.

3. On or about November 23, 2005, at 2134 South 61st Street, Philadelphia, defendant MOUSTAPHA ADJI sold approximately five DVD movies including “50 Cent - Refuse 2 Die,” “Madagascar,” “ Fantastic Four,” “March of the Penguins,” and “Mr. and Mrs. Smith,” and movie DVD inserts including 100 “ Rent,” 101 “The Ice Harvest,” 100 “Syriana,” 100 “Yours, Mine And Ours,” 100 “In the Mix,” 69 “50 Cent - Refuse to Die,” 98 “Madagascar,” 78 “Mr. And Mrs. Smith,” 103 “March of the Penguins,” and 102 “Fantastic Four” that were bootleg, counterfeit, and pirated copies of copyrighted movies to the cooperating witness of the FBI for \$125.

4. On or about December 7, 2005, at 2134 South 61st Street, Philadelphia, defendant MOUSTAPHA ADJI sold approximately six DVD movies including “The Brothers Grimm,” “Aeon Flux,” “Serenity,” “Switch Killer,” “The 40 Year-Old Virgin,” and “Cry Wolf,” and movie DVD inserts including 100 “The Chronicles of Narnia,” 100 “Memoirs of a Geisha,” 102 “Fantastic Four,” 85 “The 40 Year-Old Virgin,” 99 “Aeon Flux,” 104 “Cinderella Man,” 54 “The Brothers Grimm,” 100 “The Rosa Parks Story,” 96 “Cry Wolf,” 100 “Switch Killer,” 98 “Skeleton Key,” 100 “Fantastic Four,” and 94 “Charlie and the Chocolate Factory” that were bootleg, counterfeit, and pirated copies of

copyrighted movies to the cooperating witness of the FBI for \$157.

5. On or about December 13, 2005, at 2134 South 61st Street, Philadelphia, defendant MOUSTAPHA ADJI sold approximately eight DVD movies including “Walk The Line,” “Serenity,” “A Charlie Brown Christmas,” “Sucker Free City,” “The Island,” “A Sound of Thunder,” “Soldier of Change,” and “Roll Bounce,” and movie DVD inserts including 98 “Walk The Line,” 95 “Serenity,” 100 “Triple Cross,” 98 “Boss’N Up,” 60 “A Charlie Brown Christmas,” 50 “The Exorcism of Emily Rose,” 100 “King Kong,” 95 “Sucker Free City,” 102 “The Island,” 104 “The Great Raid,” 98 “Nanny McPhee,” 102 “A Sound of Thunder,” and 95 “Roll Bounce” that were bootleg, counterfeit, and pirated copies of copyrighted movies to the cooperating witness of the FBI for \$149.

6. On or about December 14, 2005, at Exit 5 of the New Jersey Turnpike, defendant ICKO HALALI transported and delivered bootleg, counterfeit, and pirated DVD copies of the copyrighted movie “King Kong” to MOUSTAPHA ADJI.

7. On or about December 14, 2005, at 2134 South 61st Street, Philadelphia, defendant MOUSTAPHA ADJI sold a movie DVD copy of “King Kong” that was a bootleg, counterfeit, and pirated copy of a copyrighted movie to the cooperating witness of the FBI for \$10.

8. On or about December 22, 2005, at 44th and Chestnut Street, Philadelphia, defendant ICKO HALALI met with the cooperating witness from the FBI and stated that a courier would deliver bootleg, counterfeit, and pirated master copies of the copyrighted movies of “Cheaper By The Dozen 2” and a new Jim Carey movie (“Fun With Dick And Jane”) and that defendant MOUSTAPHA ADJI already had the movie DVD inserts for these movies.

9. On or about December 22, 2005, at 2134 South 61st Street, Philadelphia, defendant MOUSTAPHA ADJI sold approximately six bundles of movie DVD inserts including 100 “Fun With Dick and Jane,” 96 “King Kong,” 99 “The Ringer,” 63 “Scream Tour IV,” 100 “Their Eyes Were Watching God,” and 99 “Cheaper By The Dozen 2” that were bootleg, counterfeit, and pirated copies of copyrighted movies to the cooperating witness of the FBI for \$72.

10. On or about January 4, 2006, at 2134 South 61st Street, Philadelphia, defendant MOUSTAPHA ADJI sold a movie DVD copy of “Venom” and approximately five bundles of movie DVD inserts including 200 “Hostel,” 97 “Bloodrayne,” 95 “New World,” 100 “Match Point,” and 100 “Venom” that were bootleg, counterfeit, and pirated copies of copyrighted movies to the cooperating witness of the FBI for \$75.

11. On or about January 7, 2006, defendant ICKO HALALI told the cooperating witness of the FBI that he would acquire three DVD duplicators from a supplier in New York and transport them to the cooperating witness in Philadelphia for \$4500.

12. On or about January 8, 2006, at 2134 South 61st Street, Philadelphia, defendants ICKO HALALI and MOUSTAPHA ADJI possessed approximately 1,080 master movie DVDs and 247,115 movie DVD inserts for bootleg, counterfeit, and pirated copies of copyrighted movies.

13. On or about January 8, 2006, at 6535 Theodore Street, Philadelphia, defendant MOUSTAPHA ADJI possessed approximately 620 master movie DVDs and 2,450 movie DVD inserts for bootleg, counterfeit, and pirated copies of copyrighted movies and two commercial DVD duplicating towers.

14. On or about January 8, 2006, at Philadelphia, in a vehicle, defendant ICKO HALALI possessed approximately 76 master movie DVDs and 103 movie DVD inserts for bootleg, counterfeit, and pirated copies of copyrighted movies and three commercial DVD duplicating towers.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

Between on or about November 17, 2005 and on or about January 8, 2006, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere, defendants

**ICKO HALALI,
a/k/a "Mike," and
MOUSTAPHA ADJI**

willfully, and for the purpose of commercial advantage and private financial gain, infringed, and aided and abetted the infringement of, the copyrights of copyrighted works, that is, various motion pictures, by the reproduction and distribution during a 180-day period of more than 10 copies ("bootleg movie DVDs," "counterfeit movie DVDs" and "pirated movie DVDs") of one or more copyrighted works, including but not limited to "A Sound of Thunder," "King Kong," "Derailed," "Harry Potter and the Goblet of Fire," "Walk the Line," "Saw II," "Aeon Flux," "The Brothers Grimm," "Serenity," "March of the Penguins," "Fantastic Four," "Mr. And Mrs. Smith," and "Cry Wolf," which have a total retail value of more than \$2,500, that is, motion pictures that have been made available for viewing in a motion picture exhibition facility and that have not been made available in copies for sale to the general public in the United States in a format intended to permit viewing outside a motion picture exhibition facility.

In violation of Title 17, United States Code, Section 506(a) and Title 18, United States Code, Sections 2319 and 2.

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 17, United States Code, Section 506(a) and Title 18, United States Code, Sections 371, 2319, and 2, as set forth in this indictment, defendants

**ICKO HALALI,
a/k/a “Mike,” and
MOUSTAPHA ADJI**

shall forfeit to the United States of America all infringing copies and phonorecords, and all implements, devices, and equipment used in the manufacture of such infringing copies and phonorecords, including but not limited to the infringing copies and phonorecords and implements, devices, and equipment used in the manufacture of such infringing copies and phonorecords seized by the Federal Bureau of Investigation.

All pursuant to Title 17, United States Code, Section 506(b).

A TRUE BILL:

FOREPERSON

**PATRICK L. MEEHAN
United States Attorney**